



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

HD:hd  
Docket No: 04726-99  
16 February 2000

From: Chairman, Board for Correction of Naval Records  
To: Secretary of the Navy

Subj: LT [REDACTED], MC, USNB, [REDACTED]  
REVIEW OF NAVAL RECORD

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 dtd 16 Jul 99 w/attachments  
(2) Memo for the Record dtd 4 Feb 00  
(3) BUMED ltr dtd 3 Jan 00  
(4) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected by granting him two years of entry grade credit for his graduate degree and one year for his prior commissioned service (to be added to the four years he was awarded for his MD degree for a total of seven years) vice the four years, six months and two days he was awarded. The memorandum for the record at enclosure (2) shows he later amended his original request to concur with the recommendation for corrective action reflected in the Bureau of Medicine and Surgery (BUMED) advisory opinion at enclosure (3).

2. The Board, consisting of Ms. Humberd and Nofziger and Mr. Taylor, reviewed Petitioner's allegations of error and injustice on 10 February 2000, and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In the advisory opinion at enclosure (3), the BUMED office with cognizance over the subject matter of this case has commented to the effect that Petitioner's request warrants favorable action. They recommend he be given a total of five years of entry grade credit, four years for his MD degree and one for graduate level work that led to an advanced degree. They further recommend changing his lieutenant date of rank accordingly to 13 May 1998.

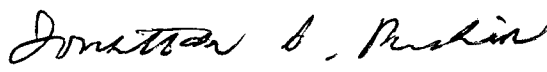
**CONCLUSION:**

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

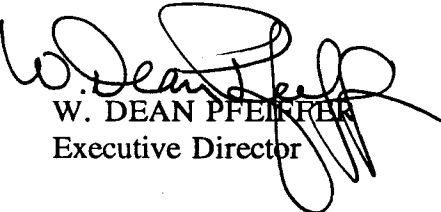
**RECOMMENDATION:**

- a. That Petitioner's naval record be corrected, where appropriate, to show his date of rank in the grade of lieutenant as 13 May 1998; and that his lineal precedence be adjusted accordingly.
  - b. That any material or entries inconsistent with the Board's recommendation be corrected, removed or completely expunged from Petitioner's record and that no such entries or material be added to the record in the future.
  - c. That a copy of this Report of Proceedings be filed at an appropriate location in Petitioner's naval record, and that another copy of this report be returned to this Board, together with any material directed to be removed from Petitioner's record, for retention in a confidential file maintained for such purpose.
4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN  
Recorder

  
JONATHAN S. RUSKIN  
Acting Recorder

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

  
W. DEAN PFEIFFER  
Executive Director

HD:hd  
Docket No. 04726-99  
4 February 00

MEMORANDUM FOR THE RECORD

Subj: [REDACTED] MC, USNR [REDACTED]

1. This memorandum for the record is to document a phone conversation between subject member and this staff member concerning his petition with this Board.
2. Lieutenant [REDACTED] requested 2 years service credit for his MS(R) in Anatomy and 1 year service credit for his previous commission service (to be added to the four years for MD degree for a total of seven, vice the four years, six months and two days he received).
3. The advisory opinion from BUMED recommend that he be given a total of 5 years entry grade credit: 4 years for the initial MD degree and 1 year for graduate level work that led to an advanced degree. They further recommend that his lieutenant date of rank and effective date be changed to 13 May 1998. This information was given to the Lieutenant and he indicated that he agreed with the advisory opinion and that his case could go before the Board without any written comments from him.

[REDACTED]



DEPARTMENT OF THE NAVY  
BUREAU OF MEDICINE AND SURGERY  
2300 E STREET NW  
WASHINGTON DC 20372-5300

4726 - 99

IN REPLY REFER TO

1120  
Ser 522/00-5924  
3 Jan 00

From: Chief, Bureau of Medicine and Surgery  
To: Board for Correction of Naval Records

Subj: ADVISORY OPINION ICO L [REDACTED]  
[REDACTED]

Ref: (a) Entry Grade Credit Worksheet of 8 Mar 99  
(b) PHONCON with [REDACTED] on 22 Dec 99  
(c) St Louis University Graduate School Transcript of [REDACTED]  
(d) SECNAVINST 1120.12A

Encl: (1) BCNR Application ICO [REDACTED]

1. Enclosure (1) is forwarded recommending adjustment of Lieutenant [REDACTED]'s lieutenant date of rank (DOR) to 13 May 1998.

2. Reference (a) reflects entry grade credit for one year, zero months and 3 days of active commissioned service other than as a medical officer. During reference (b), Lieutenant [REDACTED] stated he did not serve any active duty commissioned time before becoming a physician.

3. Reference (c) reflects 12 months of graduate level work completed during 1995 and prior to entering medical school (August 1995) and joining the HPSP program (August 1996). The remaining graduate level work was completed during medical school.

4. Reference (d) states he can only be credited with active **commissioned** service thereby invalidating the credit of 6 months, 2 days shown in reference (a). However, reference (d) also states that he can receive entry grade credit for his advanced degree, year for year as long as the credit is not concurrent with other credit (initial MD degree).

5. Recommend that Lieutenant [REDACTED] be given a total of 5 years entry grade credit: 4 years for the initial MD degree and 1 year for graduate level work that led to an advanced degree. His Lieutenant date of rank should be 13 May 1998.

Subj: ADVISORY OPINION ICO LT [REDACTED] USNR,  
[REDACTED]

6. Your point of contact is Command [REDACTED] NC, USN,  
who may be reached at DSI [REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
By direction